

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JUN 12 2007

JOHN F. CONCORAN, CLERK  
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MICHAEL W. MILLER, NO. 333568, )  
Petitioner, )

Civil Action No. 7:06-cv-00611

v. )

FINAL ORDER

GENE M. JOHNSON, )  
Respondent. )

By: Hon. Glen E. Conrad  
United States District Judge

For the reasons stated in the accompanying memorandum opinion, it is now

**ORDERED**

that respondent's motion to dismiss is **GRANTED**. This action shall be and hereby is **DISMISSED** and **STRICKEN** from the active docket of the court. Any pending motions are **DENIED** as **MOOT**.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the petitioner.

ENTER: This 12<sup>th</sup> day of June, 2007.



United States District Judge